

EXHIBIT "1"

APPEAL, CLOSED, PaperDocuments

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:05-cv-00878-GMS**

Riley v. Carroll et al
Assigned to: Honorable Gregory M. Sleet
Related Case: 1:06-cv-00001-GMS
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 12/16/2005
Jury Demand: None
Nature of Suit: 555 Prisoner: Prison
Conditions
Jurisdiction: Federal Question

Plaintiff

James Riley

represented by **James Riley**
SBI #169716
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977
US
PRO SE

V.

Defendant

Thomas Carroll

Defendant

David Pierce

Defendant

Anthony Rendina

Defendant

Captain McCrea

Defendant

James Watkins

Defendant

Michael Trader

Defendant

Todd Drace

Defendant

John Does
*of the Institutional Base
Classification Committee*

Date Filed	#	Docket Text
12/16/2005	<u>1</u>	MOTION for Leave to Proceed in forma pauperis - filed by James Riley. (Attachments: # <u>1</u> Financial Statement)(dab,) (Entered: 12/20/2005)
12/16/2005	<u>2</u>	COMPLAINT filed pursuant to 42:1983 against Thomas Carroll, David Pierce, Anthony Rendina, McCrea, James Watkins, Michael Trader, Todd Drace, John Does - filed by James Riley. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G)(dab,) (Entered: 12/20/2005)
12/16/2005	<u>3</u>	Letter to Clerk of the Court from James Riley regarding complaint and copies. (dab,) (Entered: 12/20/2005)
12/16/2005	<u>4</u>	FIRST SET OF INTERROGATORIES to Warden Carroll by James Riley.(dab,) (Entered: 12/20/2005)
12/28/2005		Case assigned to Judge Gregory M. Sleet. Please include the initials of the Judge (GMS) after the case number on all documents filed. (rjb,) (Entered: 12/28/2005)
01/03/2006	<u>5</u>	ORDER granting Motion to Proceed IFP. Filing Fee of \$\$250.00 Assessed. Plaintiff shall return the attached payment authorization within 30 days. Failure to return payment authorization shall result in dismissal of action without prejudice. (Copy to pltf.) Notice of Compliance deadline set for 2/2/2006. Signed by Judge Gregory M. Sleet on 1/3/06. (asw) (Entered: 01/03/2006)
01/13/2006	<u>6</u>	Authorization by James Riley requesting Prison Business Office to disburse payments to the Clerk of the Court. (copy of assessment order and authorization to Prison Business Office) (mmm) (Entered: 01/13/2006)
03/30/2006	<u>7</u>	ORDER DISMISSING CASE as frivolous (copy to pltf.) (CASE CLOSED). Signed by Judge Gregory M. Sleet on 3/30/06. (mmm) (Entered: 03/31/2006)
04/10/2006	<u>10</u>	NOTICE OF APPEAL of <u>7</u> Order Dismissing Case (1915). Appeal filed by James Riley. Filing fee \$ 455. No fee paid. (mmm) (Entered: 05/11/2006)
04/10/2006	<u>11</u>	MOTION for Leave to Appeal in forma pauperis - filed by James Riley. (mmm) (Entered: 05/11/2006)
04/11/2006	<u>8</u>	MOTION for Reconsideration re <u>7</u> Order Dismissing Case (1915) - filed by James Riley. (mmm) (Entered: 04/12/2006)
04/13/2006	<u>9</u>	USCA Letter to District Court Clerk regarding D. I. # <u>7</u> (Attachments: # <u>1</u>)(ic,) (Entered: 04/13/2006)
05/18/2006	<u>12</u>	NOTICE of Docketing Record on Appeal from USCA for the Third Circuit re <u>10</u> Notice of Appeal filed by James Riley,. USCA Case Number 06-2667. USCA Case Manager: Carmen M. Hernandez (DOCUMENT IS RESTRICTED AND CAN ONLY BE VIEWED BY COURT STAFF) (ch1,) (Entered: 05/18/2006)

05/19/2006	<u>13</u>	ORDER denying <u>8</u> Motion for Reconsideration re <u>7</u> Order Dismissing Case (1915) . Signed by Judge Gregory M. Sleet on 5/19/06. (mmm) (Entered: 05/19/2006)
06/05/2006	<u>14</u>	NOTICE OF APPEAL (Amended) of <u>13</u> Order on Motion for Reconsideration. Appeal filed by James Riley. No fee paid. (mmm) (Entered: 06/06/2006)
06/08/2006	<u>15</u>	ORDER of USCA granting Appellant's motion for in forma pauperis. Decision of USCA: granted. (ch1,) (Entered: 06/08/2006)
06/12/2006	<u>16</u>	USCA Letter to District Court Clerk regarding Amended Notice of Appeal (ch1,) (Entered: 06/12/2006)

PACER Service Center			
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08/21/2006 15:26:27			
PACER Login:	md0052	Client Code:	13252-167
Description:	Docket Report	Search Criteria:	1:05-cv-00878-GMS Start date: 1/1/1970 End date: 8/21/2006
Billable Pages:	2	Cost:	0.16

CLOSED

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:01-cv-00695-JJF**

Riley v. Taylor, et al
Assigned to: Honorable Joseph J. Farnan, Jr.
Demand: \$0
Related Case: 1:06-cv-00001-GMS
Case in other court: DE Supreme Ct, 589-1999
Cause: 28:1446 Notice of Removal

Date Filed: 10/19/2001
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff**James W. Riley**

represented by **James W. Riley**
#169716
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977
PRO SE

V.

Defendant**Warden Stanley Taylor****Defendant****Robert Snyder****Defendant****Ronald Hosterman**

Date Filed	#	Docket Text
10/19/2001	2	MOTION by James W. Riley to Proceed in Forma Pauperis re: [2-1] motion (rwc) (Entered: 10/19/2001)
10/19/2001	3	NOTICE of Appeal filed by James W. Riley. (rwc) (Entered: 10/19/2001)
10/19/2001	4	Opening Brief re: Petition for DeNovo Review of DE Supreme Court Decisions, Filed by James W. Riley. (rwc) (Entered: 10/19/2001)
10/19/2001	1	MEMORANDUM & ORDER granting leave to proceed in forma pauperis and dismissing action as frivolous (signed by Judge Joseph J. Farnan Jr.) Copies to: pltf (rwc) (Entered: 10/22/2001)
10/19/2001		Case closed (dlk) (Entered: 10/22/2001)

CLOSED

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:00-cv-00366-JJF**

Riley v. Snyder, et al
Assigned to: Honorable Joseph J. Farnan, Jr.
Demand: \$0
Related Case: 1:06-cv-00001-GMS
Cause: 28:2254 Petition for Writ of Habeas Corpus
(State)

Date Filed: 04/03/2000
Jury Demand: None
Nature of Suit: 530 Habeas Corpus
(General)
Jurisdiction: Federal Question

Petitioner

James W. Riley
*on behalf of himself and all
prisoners currently under a sentence
of death in the State of Delaware*

represented by **James W. Riley**
#169716
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977
PRO SE

V.

Respondent

Warden Robert Snyder

Respondent

M. Jane Brady

Respondent

State of Delaware

Date Filed	#	Docket Text
04/03/2000	1	MEMORANDUM and ORDER that pet's application to impose moratorium is dismissed and relief denied. No cause exists for issuance of certificate of appealability and clerk shall attach forms for leave to file a successive petition. (signed by Judge Joseph J. Farnan Jr.) copies to: pet (dab) (Entered: 04/04/2000)
04/03/2000	2	PETITION to Impose a Moratorium on Capital Punishment in the State of Delaware filed (dab) (Entered: 04/04/2000)
04/12/2000	3	MOTION by James W. Riley for Reconsideration of [1-1] order to Impose A Moratorium re: [3-1] motion (sm) (Entered: 04/14/2000)
04/24/2000	4	ORDER that the Petitioner's [3-1] motion for Reconsideration of [1-1] order to Impose A Moratorium is DENIED. (signed by Judge Joseph J. Farnan Jr.) copies to: Petitioner (sm) (Entered: 05/02/2000)

04/24/2000		Case closed (sm) (Entered: 05/02/2000)
05/16/2000	5	NOTICE OF APPEAL by James W. Riley [4-1] order . Fee Status: NOT PAID (Notice of Appeal was forwarded from U.S.C.A. 3rd Cir. received there on 5/17/00) (sm) (Entered: 05/22/2000)
05/22/2000	6	Letter to the Clerk of the Court dated 5/19/00 by U.S.C.A. 3rd Cir. RE: Enclosed notice of appeal filed by Mr. Riley for docketing. (sm) (Entered: 05/22/2000)
05/26/2000		Certified and transmitted record on appeal to U.S. Court of Appeals: [5-1] appeal by James W. Riley; exit certified copies of docket entries indicating record complete for appeal purposes (am) (Entered: 05/26/2000)
05/26/2000		copies to The Honorable Joseph J. Farnan, Jr., James W. Riley (am) (Entered: 05/26/2000)
06/01/2000		NOTICE of Docketing ROA from USCA Re: [5-1] appeal by James W. Riley USCA NUMBER: 00-1702 (sm) (Entered: 06/06/2000)
06/09/2000	7	Motion to Proceed in Forma Pauperis by James W. Riley (Sent to 3rd CCA) (sm) (Entered: 06/13/2000)
06/14/2000		Transmitted first supplemental record on appeal: [5-1] appeal by James W. Riley (dab) (Entered: 06/14/2000)
06/20/2000	8	Return Acknowledgment of the first suppl. record to Third Circuit, U.S. Court of Appeals on 6/16/00. (sm) (Entered: 06/21/2000)
07/05/2000	9	JUDGMENT OF USCA (certified copy) Re: [5-1] appeal; The motion to proceed in forma pauperis is granted. This appeal will be submitted to a panel of the Court for determination of whether a certificate of appealability should issue. (sm) (Entered: 07/07/2000)
04/12/2001	10	ORDER OF USCA (certified copy) Re: Insofar as Appellant is attempting to bring a class action on behalf of all inmates currently under a sentence of death in Delaware, the appeal is dismissed for lack of jurisdiction. Appellant does not have standing to bring such a suit because he was not sentenced under the challenged statute. Insofar as the petition can be read to be a habeas petition challenging only Appellant's sentence, a certificate of appealability is denied. Appellant has already filed one habeas petition and has not received permission from this Court to file a second or successive petition. See 28 U.S.C. 2244. Construing Appellant's notice of appeal as an application seeking permission to file a second or successive petition, the application is denied as Appellant meets neither the standard in 2244, nor the pre-AEDPA abuse of the writ standard. (sm) (Entered: 04/16/2001)